

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
5:08-CV-38**

CARRIE B. TROWBRIDGE,)
)
 Plaintiff,)
)
 v.)
)
 MICHAEL J. ASTRUE,)
 Commissioner of Social Security,)
)
 Defendant.)
 _____)

ORDER

Defendant, Michael J. Astrue, the Commissioner of Social Security (“Commissioner”), has moved this court, pursuant to sentence four of 42 U.S.C. § 405(g), to enter a judgment reversing his decision with a remand of the cause for further administrative proceedings. Plaintiff consents to this motion.

On remand, the Commissioner will assign this matter to an Administrative Law Judge (“ALJ”) who will obtain evidence from a medical expert with regard to Plaintiff’s physical impairments in accordance with *Hearings, Appeals, and Litigation Law Manual* I-3-7-12. The ALJ will then issue a new decision based on all of the evidence of record.

Pursuant to the power of this court to enter a judgment reversing the Commissioner’s decision with remand in Social Security actions under sentence four of 42 U.S.C. § 405(g), this court hereby REVERSES the Commissioner’s decision under sentence four of 42 U.S.C. § 405(g) with a remand of the cause to the Commissioner for further proceedings. *See Melkonyan v. Sullivan*, 501 U.S. 89 (1991).

Signed: November 21, 2008

A handwritten signature in black ink, reading "Richard L. Voorhees". The signature is written in a cursive style with a horizontal line underneath the name.

Richard L. Voorhees
United States District Judge



**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION**

CARRIE B. TROWBRIDGE,)	
)	
Plaintiff,)	
)	
v.)	5:08-CV-38
)	
MICHAEL J. ASTRUE,)	
Commissioner of Social Security,)	
)	
Defendant.)	

JUDGMENT

Pursuant to the Consent Order of this Court dated _____, 2008 and filed on _____, 2008 and for the reasons stated therein, Judgment is hereby entered reversing the Decision of the Commissioner of Social Security and remanding this case to the Agency for further proceedings consistent with the aforementioned Consent Order.

This the ____ day of _____, 2008.
